



*ITW*

Appl. No. : 10/693,748  
Applicant : Dennis W. Waggamon et al.  
Filed : Oct. 24, 2003  
TC/A.U. : 2612  
Examiner : Edwin C. Holloway, III  
Docket No. : 125426-1089  
Customer No. : 32914  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<p align="center"><b>CERTIFICATE OF MAILING</b> (37 CFR 1.8a)</p> <p>I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p align="center">_____ Anne Ziegler</p> <p align="center"><i>Anne Ziegler</i> (Signature of person mailing paper)</p> <p>Date: <u>April 10, 2007</u></p>
---

Sir:

Transmitted herewith is an Amendment for filing in the above-identified patent application.

The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid		Present Extra	Large Entity Rate	Additional Fee
Total Claims	2	-	20	=	0	\$50	\$0
Indep. Claims	2	-	3	=	0	\$200	\$0
						<b>TOTAL</b>	<b>\$0</b>

The Commissioner for Patents is hereby authorized to charge any fee deficiency or to credit any fee overpayment relating to this matter to Deposit Account No. 07-0153. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 04/10/07

*Michael E. Martin*  
Michael E. Martin  
Registration No. 24,821  
Agent for Applicants

Gardere Wynne Sewell LLP  
1601 Elm Street, Suite 3000  
Dallas, Texas 75201-4761  
(214) 999-3000  
(214) 999-3623 (Fax)



Appl. No. : 10/693,748 Confirmation No. 2451  
Applicant : Dennis W. Waggamon et al.  
Filed : Oct. 24, 2003  
TC/A.U. : 2612  
Examiner : Edwin C. Holloway, III  
Docket No. : 125426-1089  
Customer No. : 32914

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING  
(37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anne Ziegler

(Signature of person mailing paper)

Date: April 10, 2007

RESPONSE UNDER 37 CFR 1.111

Sir:

In response to the Office Action dated January 16, 2007, Applicants request that the Examiner act on Claims 6 and 7 which were filed in the Preliminary Amendment which accompanied the above-identified continuation application, as filed on October 24, 2003. In the Preliminary Amendment, a copy of which is enclosed with this Response, Claims 1 through 5 were canceled and Claims 6 and 7 presented for examination.

The Office acknowledged receipt of the Preliminary Amendment with the other papers comprising the instant continuation application, as evidenced by a copy of a postcard receipt enclosed herewith. Apparently the Preliminary Amendment

Appl. Ser. No. 10/693,748  
Amendment Dated April 10, 2007  
Reply to Office Action of January 16, 2007

was lost in the processing of the application papers prior to the examination of the application which resulted in the Office Action of January 16, 2007.

However, since Applicants verily believe they timely submitted a proper Preliminary Amendment with the filing of the above-identified continuation application, Claims 6 and 7 should be examined on the merits. An early Notice of Allowance of Claims 6 and 7 is respectfully requested.

Respectfully submitted,

Date: 04/10/07

Michael E. Martin  
Michael E. Martin  
Registration No. 24,821  
Agent for Applicants

Gardere Wynne Sewell LLP  
1601 Elm Street, Suite 3000  
Dallas, Texas 75201-4761  
Phone (214) 999-3000  
Fax (214) 999-3623

DALLAS 1776796v1

**Attorney(s):** KRG/MEM/EAZ  
**Client/Matter#:** 125426-1089  
**Title:** Remote Controlled Garage Door Opening System  
**Inventor(s):** Dennis W. Waggamon et al  
**Today's Date:** October 24, 2003

**Check Amount:** \$770.00  
**Serial/Patent No.:**  
**Filing Date:**

Utility Patent Application Transmittal  
Fee Transmittal

Check for \$ 770.00

Preliminary Amendment

Five sheets of formal drawings

Copy of Declaration and Power of Attorney

Application Data Sheet

Complete copy of original specification, claims and drawings

Copy of U.S. Patent 5,517,187

22581 U.S. PTO  
10/693748



102403

GARDNER WYNNE SEWELL LLP

NOV 06 2003